

MP/A

PATENT
Attorney Docket No.: A-70608-7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CRANDALL et al.

Serial No. 10/007,657

Filed: November 13, 2001

For: **MICROBIOCIDAL AND PESTICIDAL
AROMATIC ALDEHYDES**



Examiner: NOT YET ASSIGNED

Group Art Unit: 1617

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on:

Dated: March 29, 2002

Signed: Monica Carlos
Monica E. Carlos

**RESPONSE TO NOTICE OF INCOMPLETE
NONPROVISIONAL APPLICATION**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the Notice of Incomplete Nonprovisional Application mailed January 30, 2002,
enclosed are the following:

1. Copy of Notice;
2. Preliminary Amendment;
3. Two sheets of formal drawings;
4. Copy of Combined Inventor Declaration, previously filed in USSN 09/418,676;
5. Check in the amount of \$435.00 for the surcharge (\$65.00), and filing fee (\$370)
computed as follows:

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(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY RATE FEE	OTHER THAN SMALL ENTITY RATE FEE	
BASIC FEE		\$370	\$740	\$370
TOTAL CLAIMS	18 - 20 =	x 9	x 18 =	\$ 0
INDEP CLAIMS	2 - 3 =	x 42	x 84 =	\$ 0
MULTIPLE DEPENDENT CLAIM PRESENTED		+ \$140	+ \$280	\$ 0
TOTAL				\$370

6. Information Disclosure Statement.

REMARKS

Applicants inadvertently omitted drawing Figures 1, 2, and 3 from the filing of this continuation application. The drawings were not necessary to understand the invention, as the claims as originally filed contained at least one method claim. *See*, MPEP 601.01(f). Therefore, Applicants should be accorded their filing date of November 13, 2001.

This application is a 37 C.F.R. 1.53(b) continuation of USSN 09/418,676, which was a continuation-in-part of USSN 09/155,289. Applicants note that the specification, as originally filed in this continuation application, incorporates by reference the disclosure of USSN 09/155,289. The omitted drawings are part of the disclosure of USSN 09/155,289. Therefore, the omitted drawing figures will be added in the preliminary amendment that accompanies this Response. *See*, MPEP 201.06(c).

A copy of the Declaration and Power of Attorney as originally filed was inadvertently omitted from the filing of this continuation application. Attached is a copy of the Declaration filed in the prior

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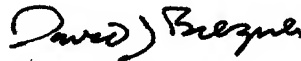
application, USSN 09/418,676. As no new matter has been added in this continuation application, and the omitted drawings are not necessary to understand the invention, a newly executed Declaration is not required. Applicant notes that a Revocation of Previous Powers of Attorney and Appointment of New Power of Attorney was previously filed on August 10, 2001 in USSN 09/418,676.

The Commissioner is authorized to charge any additional fees, including any extension fees, which may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-70608-7/DJB).

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Date 2/28/02



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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/007,657	11/13/2001	Bradford G. Crandall JR.	A-60708-7/DJB/RMK/DJM

CONFIRMATION NO. 1054

FORMALITIES LETTER



OC000000007388901

David J. Brezner, Esq.
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Four Embarcadero Center - Suite 3400
San Francisco, CA 94111-4187



Date Mailed: 01/30/2002

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$158.
 - \$18 for 2 total claims over 20.
 - \$140 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- The balance due by applicant is \$ 528.

04/08/2002 SDENB0B1 00000063 10007657

01 FC:201 370.00 OP
02 FC:205 65.00 OP

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

1011	1012	1013	1014	1015	1016	1017	1018	1019	1020	1021	1022	1023	1024	1025	1026	1027	1028	1029	1030	1031	1032	1033	1034	1035	1036	1037	1038	1039	1040	1041	1042	1043	1044	1045	1046	1047	1048	1049	1050	1051	1052	1053	1054	1055	1056	1057	1058	1059	1060	1061	1062	1063	1064	1065	1066	1067	1068	1069	1070	1071	1072	1073	1074	1075	1076	1077	1078	1079	1080	1081	1082	1083	1084	1085	1086	1087	1088	1089	1090	1091	1092	1093	1094	1095	1096	1097	1098	1099	1100	1101	1102	1103	1104	1105	1106	1107	1108	1109	1110	1111	1112	1113	1114	1115	1116	1117	1118	1119	1120	1121	1122	1123	1124	1125	1126	1127	1128	1129	1130	1131	1132	1133	1134	1135	1136	1137	1138	1139	1140	1141	1142	1143	1144	1145	1146	1147	1148	1149	1150	1151	1152	1153	1154	1155	1156	1157	1158	1159	1160	1161	1162	1163	1164	1165	1166	1167	1168	1169	1170	1171	1172	1173	1174	1175	1176	1177	1178	1179	1180	1181	1182	1183	1184	1185	1186	1187	1188	1189	1190	1191	1192	1193	1194	1195	1196	1197	1198	1199	1200	1201	1202	1203	1204	1205	1206	1207	1208	1209	1210	1211	1212	1213	1214	1215	1216	1217	1218	1219	1220	1221	1222	1223	1224	1225	1226	1227	1228	1229	1230	1231	1232	1233	1234	1235	1236	1237	1238	1239	1240	1241	1242	1243	1244	1245	1246	1247	1248	1249	1250	1251	1252	1253	1254	1255	1256	1257	1258	1259	1260	1261	1262	1263	1264	1265	1266	1267	1268	1269	1270	1271	1272	1273	1274	1275	1276	1277	1278	1279	1280	1281	1282	1283	1284	1285	1286	1287	1288	1289	1290	1291	1292	1293	1294	1295	1296	1297	1298	1299	1300	1301	1302	1303	1304	1305	1306	1307	1308	1309	1310	1311	1312	1313	1314	1315	1316	1317	1318	1319	1320	1321	1322	1323	1324	1325	1326	1327	1328	1329	1330	1331	1332	1333	1334	1335	1336	1337	1338	1339	1340	1341	1342	1343	1344	1345	1346	1347	1348	1349	1350	1351	1352	1353	1354	1355	1356	1357	1358	1359	1360	1361	1362	1363	1364	1365	1366	1367	1368	1369	1370	1371	1372	1373	1374	1375	1376	1377	1378	1379	1380	1381	1382	1383	1384	1385	1386	1387	1388	1389	1390	1391	1392	1393	1394	1395	1396	1397	1398	1399	1400	1401	1402	1403	1404	1405	1406	1407	1408	1409	1410	1411	1412	1413	1414	1415	1416	1417	1418	1419</
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